

James S. Monroe, Esq. (SBN 102328)
NIXON PEABODY LLP
Two Embarcadero Center, Suite 2700
San Francisco, CA 94111-3996
Telephone: (415) 984-8200
Facsimile: (415) 984-8300
E-mail: jmonroe@nixonpeabody.com

Attorneys for Creditor, Roosevelt Fund, L.P.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE
COMMISSION,
Plaintiff,

v.

VIPER CAPITAL MANAGEMENT, LLC, et. al,
Defendants.

and

COMPASS WEST FUND, et al.,
Relief Defendants.

In re:

EDWARD SEWON EHEE,

Debtor.

In re:

COMPASS FUND MANAGEMENT,

Debtor.

In re:

COMPASS WEST FUND L.P.,

Debtor.

Nos. C 06-06966 SI; and
C 07-02507 SI; C 07-02508 SI;
C 07-2509 SI

**MOTION FOR JOINT ADMINISTRATION
OF CASES (ORIGINALLY FILED WITH
THE BANKRUPTCY COURT ON APRIL 9,
2007)**

Date: July 13, 2007
Time: 9:00 a.m.
Place: Courtroom 10
Judge: Hon. Susan Illston

1
2 The undersigned hereby refiles the attached document originally filed with the U.S.
3 Bankruptcy Court N.D. Cal. on April 9, 2007.
4

5 Dated: June 27, 2007

Respectfully submitted,

6 NIXON PEABODY LLP
7

8 By: /s/ James S. Monroe
James S. Monroe, Esq.
9 Attorneys for Creditor,
Roosevelt Fund, L.P.
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 James S. Monroe, Esq. (SBN 102328)
2 NIXON PEABODY LLP
3 One Embarcadero Center, Suite 1800
4 San Francisco, CA 94111-3996
5 Telephone: (415) 984-8200
6 Facsimile: (415) 984-8300
7 E-mail: jmonroe@nixonpeabody.com

8 Attorneys for Creditor, Roosevelt Fund, L.P.

9 UNITED STATES BANKRUPTCY COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION

12 In re:
13 EDWARD SEWON EHEE,
14 Debtor.

Case No. 07-40126
Chapter 7

15 In re:
16 COMPASS FUND MANAGEMENT,
17 Debtor.

Case No. 07-40129
Chapter 7

18 In re:
19 COMPASS WEST FUND L.P.,
20 Debtor.

Case No. 07-40130
Chapter 7

21 **MOTION FOR JOINT ADMINISTRATION**
22 **AND REQUEST FOR A STATUS**
23 **CONFERENCE**

Date: May 3, 2007
Time: 3:00 p.m.
Place: Courtroom 201
Judge: Hon. Leslie J. Tchaikovsky

24 TO THE COURT, ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

25 Roosevelt Fund, L.P. ("Roosevelt Fund")¹ by and through its counsel, Nixon Peabody LLP,
26 _____

27 ¹ Roosevelt Fund, L.P. was previously known as A.A.G. Roosevelt Fund, L.P. and its official corporate name was
28 previously Anira Advisory Group Roosevelt Fund, L.P.

1 hereby files its motion (the "Motion") for entry of an order, substantially in the form attached hereto
2 as Exhibit A, directing the joint administration of the above captioned chapter 7 cases and ordering a
3 status conference to be held on May 3, 2007, or the Court's earliest convenience.
4

5 The ground for this motion is that entry of an order directing the joint administration of these
6 chapter 7 cases will avoid duplicative notices, applications, and orders, thereby saving the Debtors
7 and their creditors considerable time and expense. The Court also will be relieved of the burden of
8 entering duplicative orders and maintaining duplicative files. Finally, supervision of the
9 administrative aspects of these chapter cases by a single chapter 7 trustee will be simplified.

10 Roosevelt Fund's motion will be based on this Motion, the accompanying Notice of Motion,
11 and the Memorandum of Points and Authorities in Support.

12 Dated: April 9, 2007

Respectfully submitted,

13 NIXON PEABODY LLP
14

15 By: /s/ James S. Monroe
16 James S. Monroe, Esq.
17 Attorneys for Creditor,
18 Roosevelt Fund, L.P.
19
20
21
22
23
24
25
26
27
28

EXHIBIT A

1 James S. Monroe, Esq. (SBN 102328)
2 NIXON PEABODY LLP
3 One Embarcadero Center, Suite 1800
4 San Francisco, CA 94111-3996
5 Telephone: (415) 984-8200
6 Facsimile: (415) 984-8300
7 E-mail: jmonroe@nixonpeabody.com

8 Attorneys for Creditor, Roosevelt Fund, L.P.

9 UNITED STATES BANKRUPTCY COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION

12 In re:

13 EDWARD SEWON EHEE, et al.

14 Debtors.

Case No. 07-40126

Jointly Administered

Chapter 7

**[PROPOSED] ORDER ON MOTION FOR
JOINT ADMINISTRATION AND
REQUEST FOR A STATUS CONFERENCE**

Date: May 3, 2007

Time: 3:00 p.m.

Place: Courtroom 201

Judge: Hon. Leslie J. Tchaikovsky

15
16
17
18
19 Upon the motion ("Motion")¹ of Roosevelt Fund, L.P. ("Roosevelt Fund")² for entry of an
20 order, pursuant to Rule 1015(b) of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy
21 Rules") for an order directing the joint administration of the Chapter 7 Cases; it appearing that the
22 relief requested is in the best interests of the Debtors' estates, their creditors and other parties in
23 interest; it appearing that the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 175 and
24 1334; it appearing that this proceeding is a core proceeding pursuant to 28 U.S.C. § 157 (b)(2); it
25

26 ¹ Capitalized terms used but not otherwise defined shall have the meanings set forth in the Motion.

27 ² Roosevelt Fund, L.P. was previously known as A.A.G. Roosevelt Fund, L.P. and its official
28 corporate name was previously Anira Advisory Group Roosevelt Fund, L.P.

1 appearing that venue of this proceeding and this Motion in this District is proper pursuant to 28
 2 U.S.C. §§ 1408 and 1409; notice of this Motion and the opportunity for a hearing on this Motion was
 3 appropriate under the particular circumstances and that no other or further notice need be given; and
 4 after due deliberation and sufficient cause appearing therefore, it is hereby ORDERED:
 5

6 1. The Motion is granted in its entirety.

7 2. Pursuant to Rule 1015(b) of the Bankruptcy Rules, the above captioned Chapter 7
 8 Cases are consolidated for procedural purposes only and shall be jointly administered by the Court.

9 3. Nothing contained in this Order shall be deemed or construed as directing or otherwise
 10 affecting the substantive consolidation of any of the above captioned chapter 7 cases.

11 4. The caption of the jointly administered cases shall read as follows:

12 In re:

13 EDWARD SEWON EHEE, et al.,

14 Debtors.

Case No. 07-40126

Jointly Administered

Chapter 7

15
 16
 17 5. That a docket entry shall be made in each of the above-captioned cases substantially as
 18 follows:
 19

20 "An order has been entered in this case directing the procedural consolidation and
 21 joint administration of this chapter 7 case. The docket in Case No. 07-40126
 22 should be consulted for all matters affecting these cases."

23 6. The terms and conditions of this Order shall be immediately effective and enforceable
 24 upon its entry.

25 7. To the extent that any affiliates of the Debtors subsequently are subject to a chapter 7
 26 proceeding, the relief granted pursuant to this Order shall apply to such debtors and their respective
 27 estates.

28 8. A status conference will be held at the U.S. Bankruptcy Court for the Northern District
 Of California (San Francisco Division), 235 Pine Street, 19th Floor, San Francisco, CA 94104,

1 Courtroom No. __, on May __, 2007 at __:__ a.m.

2 9. The requirement set forth in Rule 9013-1 of the Local Bankruptcy Rules for the
3 Northern District of California that any motion or other request for relief be accompanied by a
4 memorandum of law is hereby deemed satisfied by the contents of the Motion or otherwise waived.
5

6 10. The Court retains jurisdiction with respect to all matter arising from or related to the
7 implementation of this Order.

8 * * END OF ORDER * *